

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

LOCALS 302 AND 612 OF THE
INTERNATIONAL UNION OF
OPERATING ENGINEERS
CONSTRUCTION INDUSTRY HEALTH
AND SECURITY FUND; et al.,

Plaintiffs,

v.

BARRY CIVIL CONSTRUCTION, INC.,
a Washington corporation,

Defendant.

NO. C19-00800-RSM

STIPULATED MOTION AND ORDER
TO CONTINUE COURT DATES

THE PARTIES above named, through their attorneys Russell J. Reid of Reid, McCarthy, Ballew & Leahy, L.L.P., attorneys for Plaintiff, and M. Edward Taylor of Sebris Busto James, attorneys for Defendant, Barry Civil Construction, Inc., hereby stipulate that pursuant to the Court's Order Regarding Initial Disclosures, Joint Status Report, and Early Settlement dated June 21, 2019 scheduling deadlines for the FRCP Conference for July 19, 2019, Initial Disclosures for July 26, 2019, and Joint Status Report for August 2, 2019, pray the Court for a 30-day continuance of each of said dates.

STIPULATED MOTION AND ORDER TO
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This is the parties' first request for a continuance. The Court may extend the case schedule where good cause exists. Fed. R. Civ. P. 16(b)(4); LCR 16(b)(5); *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604 (9th Cir. 1992). The parties have stipulated that good cause exists. The attorney for Defendant, Judd Lees, who entered his notice of appearance in the matter on July 8, 2019, passed away suddenly on July 15, 2019. A continuance would allow the Defendant's law firm time to review the matter and prepare for the Court dates.

Based on the above, an extension of 30 days for each of the scheduled dates referenced above should be granted.

DATED this 18th day of July, 2019.

REID, McCARTHY, BALLEW & LEAHY,
L.L.P.

SEBRIS BUSTO JAMES

s/Russell J. Reid
Russell J. Reid, WSBA #2560
Thomas A. Leahy, WSBA #26365
Attorneys for Plaintiffs

s/M. Edward Taylor
M. Edward Taylor, WSBA #16864
Attorney for Defendant

ORDER GRANTING MOTION FOR CONTINUANCE OF COURT DATES

Based on the foregoing Stipulation of Plaintiffs and Defendant,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the parties' Stipulated Motion to Continue Court Dates has been granted as follows:

Deadline for FRCP 26(f) conference.....August 19, 2019

Initial Disclosures Pursuant to FRCP 26(a)..... August 26, 2019

Combined Joint Status Report and Discovery
Plan as Required by FRCP 26(f), and Local
Rule CR 16..... September 3, 2019

DATED this 22 day of July 2019.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE

Presented for Entry by:

s/Russell J. Reid
Russell J. Reid, WSBA #2560
Thomas A. Leahy, WSBA #26365
of Reid, McCarthy, Ballew & Leahy, L.L.P.
Attorneys for Plaintiffs